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Apple Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

COREPHOTONICS, LTD.

Plaintiff,

vs.

APPLE INC.

Defendant.

Case No. 3:17-cv-06457-JD (lead case)
Case No. 5:18-cv-02555-JD

**DECLARATION OF LOWELL MEAD IN
SUPPORT OF DEFENDANT'S SUPPORT
FOR ADMINISTRATIVE MOTION TO
FILE UNDER SEAL**

I, Lowell Mead, declare:

1. I am an attorney with Cooley LLP and counsel in this action for Defendant Apple Inc. (“Apple”). I submit this declaration in support of Apple’s Support for Administrative Motion to File Under Seal.

2. The information sought to be sealed is narrowly tailored:

Materials Sought to be Sealed	Sealing Request
Opposition (Dkt. 196-3): <ul style="list-style-type: none"> page 1, lines 19, 20, 21, 22, 24 page 2, lines 2, 5, 15 page 6, lines 7, 11, 15 page 8, line 17 page 10, lines 1, 2, 3, 6 page 11, lines 3, 4, 5, 6, 7, 8, 9, 10, 12, fn. 5 (lines 27-28) page 12, lines 1, 2, 3, 5, 6, 8, 9, 10, 11, 24 	Narrowly tailored portions of Opposition describing highly confidential and sensitive terms and the confidential signatory of the agreement
Ledahl Decl. (Dkt. 196-4): <ul style="list-style-type: none"> page 2, line 26 	Narrowly tailored portions of Ledahl Decl. describing highly confidential terms and the confidential identity of signatories to the agreement
Ledahl Decl., Exh. 1 (Dkt. 196-5)	Narrowly tailored exhibit describing the confidential identity of signatories to the agreement

3. These materials contain information that was produced as and designated as “Confidential – Attorneys’ Eyes Only” under the Protective Order (Dkt. 77), including based on third-party confidentiality.

4. The highly confidential and sensitive materials Apple seeks the Court’s permission to file under seal relates to highly confidential information from an agreement entered into by Apple and a third party that is subject to third-party confidentiality obligations. I understand that the existence and the terms of the agreement are highly confidential and reflect sensitive business strategies and discussions.

5. Both compelling reasons and good cause exist to permit Apple to file the narrowly tailored requested information under seal, as public disclosure of this information would harm Apple and the third-party signatory to the agreement at issue, and such information,

1 if revealed to the public, could be misused by competitors and adversaries to harm the
2 signatories.

3 I declare under penalty of perjury that the foregoing is true and correct. Executed on
4 November 22, 2023 in Palo Alto, CA.
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6 /s/ Lowell Mead

7 Lowell Mead
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